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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/738,423	12/16/2003	Ivan C. King	873-Z-US	8783

7590 08/17/2009
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EXAMINER

LI, QIAN JANICE

ART UNIT	PAPER NUMBER
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1633

MAIL DATE	DELIVERY MODE
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08/17/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte IVAN C. KING and ZHENG LI-MOU

Application No. 10/738,423
Technology Center 1700

Mailed: August 17, 2009

Before DEBORAH L. PERRY, *Supervisory Paralegal Specialist*.

PERRY, *Supervisory Paralegal Specialist, Review Team*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on May 19, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

EXAMINER'S CONSIDERATION OF REPLY BRIEF

A Reply Brief was filed in this application on June 29, 2009. There is no evidence on the record indicating that the Examiner has considered the Reply Brief in accordance with 37 CFR CFR § 41.43(a)(1) and MPEP § 1208, part II.

CONCLUSION

Accordingly,
it is ORDERED that the application is returned to the Examiner to:

- 1) issue a PTOL-90 acknowledging the consideration of the Reply Brief, filed June 29, 2009, as indicated above;
- 2) to take any further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DLP/mev

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